

that this rule is not "significant" and is therefore not subject to OMB review. Pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-354, 94 Stat. 1164, 5 U.S.C. 601-612), the Administrator has determined that regulations establishing new tolerances or raising tolerance levels or establishing exemptions from tolerance requirements, or establishing or raising food additive regulations do not have a significant economic impact on a substantial number of small entities. A certification statement to this effect was published in the **Federal Register** of May 4, 1981 (46 FR 24950).

#### List of Subjects in 40 CFR Parts 185 and 186

Environmental protection, Administrative practice and procedure, Agricultural commodities, Feed additives, Food additives, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: January 24, 1995.

**Lois Rossi,**

*Acting Director, Registration Division, Office of Pesticide Programs.*

Therefore, it is proposed that chapter I of title 40 of the Code of Federal Regulations be amended as follows:

#### PART 185—[AMENDED]

##### 1. In part 185:

a. The authority citation for part 185 continues to read as follows:

**Authority:** 21 U.S.C. 346a and 348.

b. By adding new § 185.1975, 185.1985, and 185.3775, to read as follows:

##### **§ 185.1975 Dihydro-5-heptyl-2(3H)-furanone.**

The food additive dihydro-5-heptyl-2(3H)-furanone, may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-pentyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in food-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 185.1985 Dihydro-5-pentyl-2(3H)-furanone.**

The food additive dihydro-5-pentyl-2(3H)-furanone may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-heptyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in food-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 185.3775 d-Limonene.**

The food additive d-limonene may be safely used in accordance with the following conditions:

(a) It is used with the active ingredients dihydro-5-pentyl-2(3H)-furanone and dihydro-5-heptyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in food-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

#### PART 186—[AMENDED]

##### 2. In part 186:

a. The authority citation for part 186 continues to read as follows:

**Authority:** 21 U.S.C. 346a and 348.

b. By adding new §§ 186.1975, 186.1985, and 186.3775, to read as follows:

##### **§ 186.1975 Dihydro-5-heptyl-2(3H)-furanone.**

The feed additive dihydro-5-heptyl-2(3H)-furanone may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-pentyl-2(3H)-furanone in insect-repellent tablecloths and in insect-repellent strips used in feed-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 186.1985 Dihydro-5-pentyl-2(3H)-furanone.**

The feed additive dihydro-5-pentyl-2(3H)-furanone may be safely used in accordance with the following conditions:

(a) It is used in combination with the active ingredients d-limonene and dihydro-5-heptyl-2(3H)-furanone in insect-repellent tablecloths and in

insect-repellent strips used in feed-handling establishments.

(b) To assure safe use of the insecticide its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

##### **§ 186.3775 d-Limonene.**

The feed additive d-limonene may be safely used in accordance with the following conditions:

(a) It is used with the active ingredients dihydro-5-pentyl-2(3H)-furanone and dihydro-5-heptyl-2(3H)-furanone in insect repellent tablecloths and in insect-repellent strips used in feed-handling establishments.

(b) To assure safe use of the insecticide, its label and labeling shall conform to that registered by the U.S. Environmental Protection Agency, and it shall be used in accordance with such label and labeling.

[FR Doc. 95-2731 Filed 2-7-95; 8:45 am]

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#### 40 CFR Parts 261, 271, and 302

[SWH-FRL-5151-8]

RIN 2050-AD80

#### Public Hearing on the Proposed Identification and Listing of Hazardous Waste/Dye and Pigment Industries

**AGENCY:** U.S. Environmental Protection Agency.

**ACTION:** Notice of public hearing.

**SUMMARY:** On December 22, 1994 (see 59 FR 66072-114), the U.S. Environmental Protection Agency (EPA or Agency) proposed to list as hazardous five wastes generated during the production of dyes and pigments, proposed not to list six other wastes from these industries, and proposed to defer action on three wastes due to insufficient information. The public comment period for this proposed rule will end on March 22, 1995. The purpose of this notice is to announce the scheduling of a public hearing on this proposed rule in accordance with Section 3001(b) of the Resource Conservation and Recovery Act (RCRA), 42 USC 6921(a), and EPA's regulations at 40 CFR 25.5. The public hearing will be held on March 15, 1995, in Washington, DC. The purpose of the hearing is to give members of the regulated community and other interested parties opportunity to comment further on the proposal. All comments received at the hearing will be entered into the public record for this proposed rule.

**DATES:** The public hearing has been scheduled for Wednesday, March 15, 1995, at the U.S. Environmental Protection Agency Auditorium, 401 M Street SW., Washington, DC, from 12:30 pm to 5:00 pm. Persons interested in making oral statements must register by telephoning Jim Kent, U.S. EPA, Washington, DC, at (202) 260-6946. Requests to make oral statements must be received by March 1, 1995. Written and oral comments intended for the public hearing on the proposed rule will be accepted by the Hearing Officer only at the public hearing in Washington, DC, on March 15, 1995. If written comments are offered at the public hearing, three copies must be submitted, each identified at the top with the regulatory docket number F-95-DPLA-FFFFF.

**ADDRESSES:** The RCRA regulatory docket that contains the administrative record for this public hearing is located at Room 2616, U.S. EPA, 401 M Street SW., Washington, DC. The docket is open from 9 am to 4 pm, Monday through Friday, excluding Federal holidays. The public must make an appointment to review docket materials by calling (202) 260-9327.

**FOR FURTHER INFORMATION CONTACT:** For technical information concerning this notice, please contact Wanda Levine, Office of Solid Waste (5304), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, (202) 260-7458. For information on administrative matters, or to advise of your intent to attend, please contact Jim Kent, Office of Solid Waste (5304), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460, (202) 260-6946.

**SUPPLEMENTARY INFORMATION:** This proposed rule was issued under Section 3001(b) of RCRA. EPA proposed to list certain wastes generated during the production of dyes and pigments because these wastes may pose a substantial present or potential risk to human health or the environment when improperly managed. See 59 FR 66072-

114 (December 22, 1994) for a more detailed explanation of the proposed rule.

Since publication of this proposed rule, the Agency has received a request for a public hearing from the trade association representing the pigments industry, the Color Pigments Manufacturers Association. Since this public hearing will occur during the comment period, there is no extension granted to the existing comment period, which ends on March 22, 1995.

Dated: February 2, 1995.

**Michael H. Shapiro,**

*Director, Office of Solid Waste.*

[FR Doc. 95-3114 Filed 2-7-95; 8:45 am]

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## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Health Care Financing Administration

#### 42 CFR Part 482

[BPD-826-N]

#### Medicare Program; Hospice Wage Index

**AGENCY:** Health Care Financing Administration (HCFA), HHS.

**ACTION:** Notice of meeting.

**SUMMARY:** In accordance with section 10(a) of the Federal Advisory Committee Act (FACA), this notice announces a meeting of the Negotiated Rulemaking Advisory Committee on the Medicare Hospice Wage Index. The meeting is open to the public.

**DATES:** The meeting is scheduled for February 22, 1995, from 10 a.m. until 5 p.m. e.s.t., and February 23, 1995, from 9 a.m. until 3 p.m.

**ADDRESSES:** The meeting will be held at Room 5051 Cohen Building (The Snow Room), 300 C Street, S.W., Washington, DC 20201-0001.

**FOR FURTHER INFORMATION CONTACT:** Jennifer Carter, (410) 966-4615.

**SUPPLEMENTARY INFORMATION:** Under the authority of the Negotiated Rulemaking Act of 1990 (Pub. Law 101-648, 5 U.S.C. 581-590), the Secretary of the Department of Health and Human Services has established the Negotiated Rulemaking Advisory Committee on the Medicare Hospice Wage Index. The Committee will make recommendations with respect to the content of a proposed rule on the wage index used to adjust payment rates for hospice care under the Medicare program to reflect local differences in area wage levels. The Committee consists of representatives of interests that are likely to be significantly affected by the proposed rule.

A meeting of the Committee will be held on February 22-23, 1995. The Committee will undertake the following activities:

- Review data runs on various wage index models.
- Discuss criteria to be used to evaluate data.
- Review issues in light of the data.
- Report on analysis of Bureau of Labor Statistics data.

Individuals or organizations who wish to attend the meeting or make oral presentations may do so. However, the number of presentations may be limited by the time available. Individuals may also submit written statements for the Committee's consideration. For information on how to do this and to be put on a list to ensure access to the building, please contact the Committee facilitator, Judy Ballard at (202) 690-7419 by February 21, 1995.

(Section 10(a) of Public Law 92-463 (5 U.S.C. App. 2, section 10(a)); 45 CFR Part 11 (Catalog of Federal Domestic Assistance Program No. 93.773 Medicare—Hospital Insurance Program))

Dated: February 3, 1995.

**Bruce C. Vladeck,**

*Administrator, Health Care Financing Administration.*

[FR Doc. 95-3252 Filed 2-7-95; 8:45 am]

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